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7
8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

9 In re

Case No.: 2:23-cv-00518-JCM-NJK

10 JASON A. IMES,

**JOINT MOTION AND
STIPULATION TO DISTRIBUTE
INTERPLED FUNDS AND TO
DISMISS ACTION**

11 Plaintiff in Interpleader,

12 vs.

13 FOX ROTHSCHILD, LLP, and the UNITED
14 STATES OF AMERICA,

15 Defendants in Interpleader.

16
17 All the remaining parties, Defendant-in-Interpleader, the United States of America, and
18 Defendant-in-Interpleader, Fox Rothschild LLP (“Fox”), hereby submit the following Joint
19 Motion and Stipulation to Distribute Funds in Interpleader Action and to Dismiss Action:

20 1. On April 7, 2023, Plaintiff Jason Imes filed the Complaint in Interpleader [ECF
21 No. 1] initiating this action.

1 2. On August 3, 2023, the Court ordered the Plaintiff to deposit the amount of
2 \$750,000.00 in the Court registry in accordance with Rule 67(b) of the Federal Rules of Civil
3 Procedure [ECF No. 35].

4 3. On August 9, 2023, the Plaintiff deposited \$750,000.00 into the Court's registry
5 account as per Certificate of Deposit [ECF No. 36].

6 4. On December 19, 2023, the Court granted the Plaintiff's Motion to Discharge and
7 Dismiss himself from the action [ECF No. 41].

8 5. The only remaining parties to this action are Defendants-in-Interpleader, United
9 States and Fox ("the Remaining Parties").

10 6. The Remaining Parties have now reached an agreement whereby the funds in the
11 Court Registry Account in this matter should be distributed in the following manner and this
12 action thereafter dismissed.

13 7. The Remaining Parties stipulate and request that the Clerk of Court be directed to
14 disburse the amount of two-hundred and fifty-one thousand dollars (\$251,000.00) to the United
15 States by check payable made payable to the United States Treasury and sent to the Department
16 of Justice, ATTN: TAXFLU, One Constitution Square, 1275 1st Street, NE, 11th Floor,
17 Washington, DC 20002.

18 8. The Remaining Parties further stipulate and request that all the remaining funds
19 including any accrued interest on deposit in the Court registry account for this case be disbursed
20 by check made payable to Fox Rothschild LLP and sent to Fox Rothschild LLP, One Summerlin,
21 1980 Festival Plaza Drive, Suite 700, Las Vegas, NV 89135. All amounts disbursed to Fox
22 pursuant to this Order may only be applied to Fox's outstanding liens against Tim Blixseth.

9. Once all the funds in the Court registry account have been disbursed in accordance with Paragraphs 7 and 8, above, it is further stipulated that this action should be dismissed with prejudice, with the Remaining Parties agreeing to bear their own costs of litigation, including reasonable attorneys' fees.

DATED this 3rd day of December 2024.

DAVID A. HUBBERT
Deputy Assistant Attorney General

/s/ Henry C. Darmstadter
Henry C. Darmstadter
Trial Attorney, Tax Division
U.S. Department of Justice
Counsel for United States of America

DATED this 3rd day of December 2024.

FOX ROTHSCHILD LLP

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*Attorneys for Crossclaimant Fox Rothschild
LLP*

IT IS SO ORDERED

DATED: December 9, 2024


UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2024, I electronically filed the foregoing **JOINT MOTION AND STIPULATION TO DISTRIBUTE INTERPLED FUNDS AND TO DISMISS ACTION** with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

Lenard E. Schwartz at lschwartz@schwartzlaw.com
Counsel for Plaintiff

Brett A. Axelrod at baxelrod@foxrothschild.com

Kevin M. Sutehall at ksutehall@foxrothschild.com
Counsel for Fox Rothschild

/s/ Henry C. Damstadter
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